

# ORIGINAL

## ORDINANCE NO. 105

**AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON: ESTABLISHING A NEW DATE FOR AN ELECTION ON THE QUESTION OF ANNEXATION TO THE CITY OF SHORELINE OF AN AREA CONTIGUOUS TO THE CITY COMMONLY KNOWN AS UNFINISHED BUSINESS, ANNEXATION AREA B; SUBMITTING THE QUESTION WHETHER, UPON ANNEXATION, KING COUNTY CODE TITLE 21A SHALL BE ADOPTED AS INTERIM ZONING REGULATIONS; SUBMITTING THE QUESTION OF WHETHER UPON ANNEXATION, ALL PROPERTY ANNEXED SHALL BE TAXED AT THE SAME RATE AND ON THE SAME BASIS AS PROPERTY WITHIN THE CITY OF SHORELINE IS ASSESSED AND TAXED TO PAY FOR ALL OR ANY PORTION OF THE OUTSTANDING INDEBTEDNESS OF THE CITY OF SHORELINE; AND REPEALING ORDINANCE NO. 80 AND ORDINANCE NO. 97**

WHEREAS, Ordinance No. 80, passed on March 25, 1996, called for a special election on the annexation of Unfinished Business, Annexation Area B, on September 17, 1996; and

WHEREAS, on April 10, 1996, the City of Lake Forest Park filed a Petition for Review of the Boundary Review Board's decision approving the City of Shoreline's Notice of Intention to annex Area B; and

WHEREAS, Ordinance No. 97 amended Ordinance No. 80 and rescheduled the special election to November 5, 1996; and

WHEREAS, the litigation initiated by Lake Forest Park required postponement of the November 5, 1996 election until after a decision was rendered by the King County Superior Court; and

WHEREAS, the litigation has been concluded and the election may now be rescheduled;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DO ORDAIN AS FOLLOWS:**

**Section 1.    Special Election.** Pursuant to RCW 35A.14.050 the City of Shoreline requests that the King County Auditor call a special election to be held on the 4th day of February, 1997. In accordance with RCW 35A.14.050 said election is to be held within the territory of the proposed annexation for the purpose of submitting to the qualified voters within said territory the questions of annexation and the adoption of zoning regulations, King County Code Title 21A, as adopted by reference by the City of Shoreline. A separate question on whether the property annexed shall be assessed and taxed at the same rate and on the same basis

as property within the City of Shoreline to pay for all or any portion of the outstanding indebtedness of the City of Shoreline shall also be submitted to the qualified voters within said territory.

**Section 2.** Number of Voters in Proposed Annexation Area. The approximate number of voters within the subject area is found to be 1,120.

**Section 3.** Ballot Title. The ballot title, as directed by statute, should be substantially as follows:

PROPOSITION A:

- For annexation to the City of Shoreline effective February 15, 1997, and for adoption of King County Code Title 21A, as amended by the City of Shoreline, as zoning regulations for the annexed area.
- Against annexation.

PROPOSITION B:

- For providing that the property annexed shall be taxed at the same rate and on the same basis as property within the City of Shoreline to pay for all or any portion of the outstanding indebtedness of the City of Shoreline.
- Against taxing the annexed property at the same rate and on the same basis as property within the City of Shoreline to pay for all or any portion of the outstanding indebtedness of the City of Shoreline.

**Section 4.** Description of Area Proposed for Annexation. The boundaries of the area proposed for annexation are described as follows:

THAT PORTION OF THE EAST HALF OF SECTION 16, THE SOUTHEAST QUARTER OF SECTION 9; AND THE SOUTHWEST QUARTER OF SECTION 15, ALL IN TOWNSHIP 26 NORTH, RANGE 4 EAST, W.M. KING COUNTY, WASHINGTON;

BEGINNING AT THE INTERSECTION OF THE CITY LIMITS OF THE CITY OF SHORELINE, THE CITY LIMITS OF THE CITY OF LAKE FOREST PARK, AS ESTABLISHED BY THE CITY OF LAKE FOREST PARK ORDINANCE 627, SAID POINT ALSO BEING THE EASTERLY MARGIN OF 25TH AVE NE, AND THE NORTHERLY MARGIN OF NE 168TH STREET;

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THENCE EAST ALONG THE NORTHERLY MARGIN OF 168TH STREET AND FOLLOWING THE LAKE FOREST PARK CITY LIMITS TO THE INTERSECTION WITH THE WEST BORDER OF BLOCK 1, MILLERS ADDITION TO LAKE FOREST PARK ACCORDING TO THE PLAT THEREOF FOUND IN VOLUME 37 OF PLATS, PAGES 50 AND 51, RECORDS OF KING COUNTY, WASHINGTON; SAID BORDER ALSO BEING THE EXISTING CITY LIMITS OF LAKE FOREST PARK, AS ESTABLISHED BY ORDINANCE 564,

THENCE SOUTHERLY ALONG THE BORDER OF SAID BLOCK AND FOLLOWING THE LAKE FOREST PARK CITY LIMITS TO THE SOUTH LINE OF SECTION 9, TOWNSHIP 26 NORTH, RANGE 4 EAST, W.M.; THENCE EAST ALONG SAID SOUTH LINE TO THE INTERSECTION WITH THE WEST LINE OF THE BRIERCREST ADDITION AS RECORDED IN VOLUME 46 OF PLATS, PAGE 69, RECORDS OF KING COUNTY, WASHINGTON, SAID LINE ALSO BEING THE EXISTING CITY LIMITS OF LAKE FOREST PARK, AS ESTABLISHED BY ORDINANCE 569;

THENCE SOUTH ALONG SAID WEST LINE TO THE SOUTH MARGIN OF NE 160TH STREET; THENCE EAST ALONG THE SOUTH MARGIN OF NE 160TH STREET AND FOLLOWING THE LAKE FOREST PARK CITY LIMITS TO THE INTERSECTION WITH THE PROLONGATION LINE OF THE WESTERLY LINES OF LOTS 1 THROUGH 7, BLOCKS 4, 9, AND 12 OF STATE PLACE ACCORDING TO THE PLAT THEREOF FOUND IN VOLUME 42 OF PLATS, PAGES 10 AND 11, RECORDS OF KING COUNTY, WASHINGTON, SAID LINE ALSO BEING THE EXISTING CITY LIMITS OF LAKE FOREST PARK, AS ESTABLISHED BY ORDINANCE 574;

THENCE SOUTH ALONG SAID WESTERLY LINE TO THE INTERSECTION WITH THE NORTHERLY BOUNDARY OF THE PLAT OF CYPRESS SECTION ACACIA MEMORIAL PARK, RECORDED IN VOLUME 93 OF PLATS, PAGES 33 AND 34, RECORDS OF KING COUNTY, WASHINGTON, ALSO BEING THE SOUTHERLY MARGIN OF NE 155TH STREET; THENCE WESTERLY ALONG THE NORTHERLY BOUNDARY OF SAID PLAT OF CYPRESS SECTION ACACIA MEMORIAL PARK AND THE NORTH LINE OF ACACIA PARK, ACCORDING TO VOLUME 29 OF PLATS, PAGE 5 RECORDS OF KING COUNTY, WASHINGTON, THE SOUTH MARGIN OF NE 155TH STREET TO WESTERLY BOUNDARY OF SAID ACACIA PARK, ALSO BEING THE EASTERLY MARGIN OF 27TH AVENUE NE;

THENCE SOUTHERLY ALONG THE WESTERLY BOUNDARY OF SAID ACACIA PARK AND THE WEST LINE OF ACACIA MEMORIAL PARK, ACCORDING TO VOLUME 80 OF PLATS, PAGE 86, RECORDS OF KING COUNTY, WASHINGTON, AND THE EASTERLY MARGIN OF 27TH AVENUE NE TO THE INTERSECTION WITH THE SOUTHERLY BOUNDARY OF SAID ACACIA MEMORIAL PARK AND THE NORTHERLY MARGIN OF NE 150TH STREET;

THENCE EASTERLY FOLLOWING THE SOUTHERLY BOUNDARY OF SAID ACACIA MEMORIAL PARK AND THE SOUTH BOUNDARY OF SAID ACACIA PARK TO THE INTERSECTION WITH THE WESTERLY MARGIN OF BOTHELL WAY NE AND THE CITY LIMITS OF LAKE FOREST PARK;

THENCE SOUTHERLY ALONG THE WESTERLY MARGIN OF BOTHELL WAY NE AND THE CITY LIMITS OF LAKE FOREST PARK, AS ESTABLISHED BY ORDINANCE 575, TO THE NORTH MARGIN OF NE 145TH STREET NE;

THENCE WESTERLY ALONG THE NORTH MARGIN OF NE 145TH STREET TO THE INTERSECTION WITH THE CITY LIMITS OF THE CITY OF SHORELINE AND THE WEST MARGIN OF 25TH AVENUE NE; THENCE NORTHERLY ALONG THE CITY LIMITS OF SHORELINE TO THE POINT OF THE BEGINNING.

EXCEPT FOR THAT AREA DESCRIBED AS PROPERTY IN THE NE 1/4 OF SECTION 16 TOWNSHIP 26 N., R 4 W. W.M.:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 8, BLOCK 3 OF STATE PLACE PLAT AS RECORDED IN VOLUME 42, PAGES 10 AND 11 OF PLATS IN KING COUNTY, WASHINGTON;

THENCE SOUTHERLY ACROSS NE 160TH STREET AND ALONG THE EASTERLY MARGIN OF 30TH AVENUE NE TO A POINT AT SAID EASTERLY MARGIN 21 FEET SOUTHERLY OF THE SOUTHWEST CORNER OF LOT 14, BLOCK 10 OF SAID STATE PLACE PLAT;

THENCE SOUTH  $87^{\circ} 57' 17.7''$  EAST 65.54 FEET;

THENCE NORTH  $0^{\circ} 36' 08.2''$  EAST 4.0 FEET;

THENCE SOUTH  $87^{\circ} 57' 17.7''$  EAST 65.54 FEET;

THENCE SOUTH  $0^{\circ} 36' 08.2''$  WEST 418.00 FEET;

THENCE SOUTH  $87^{\circ} 57' 17.7''$  EAST 10.92 FEET;

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THENCE SOUTH 0°36'08" WEST 87 FEET TO THE NORTH MARGIN OF 158TH STREET NE;  
THENCE SOUTHERLY TO THE NORTHWEST CORNER OF LOT 1, BLOCK 11, OF SAID STATE PLACE PLAT AND THE SOUTHERLY MARGIN OF NE 158TH STREET;  
THENCE EASTERLY ALONG SAID SOUTHERLY MARGIN 321.94 FEET TO THE EXISTING CITY LIMITS OF LAKE FOREST PARK, AS ESTABLISHED BY ORDINANCE 574;  
THENCE NORTHERLY ALONG SAID CITY LIMITS TO THE POINT OF INTERSECTION WITH THE EXISTING CITY LIMITS OF LAKE FOREST PARK AS ESTABLISHED BY ORDINANCE 564 ;  
THENCE WESTERLY ALONG SAID CITY BOUNDARY TO THE POINT OF BEGINNING;  
BEING THE SUBJECT OF CITY OF LAKE FOREST PARK ANNEXATION 49.

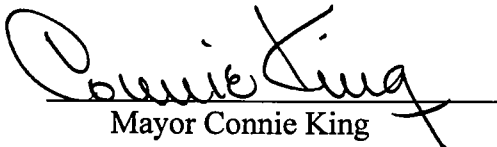
**Section 5.** Duties of City Clerk/Notice of Election. The City Clerk shall cause notice of the election to be published as required by law. The City Clerk shall promptly provide a certified copy of this Ordinance to the Clerk of the Metropolitan King County Council and to the Manager, King County Records and Elections Division.

**Section 6.** Repealer. Ordinance No. 80 and Ordinance No. 97 are hereby repealed.

**Section 7.** Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

**Section 8** Effective Date and Publication. The City shall publish a summary of this Ordinance consisting of its title in the official newspaper of the City. This Ordinance shall be in full force and effect five (5) days after publication.

**PASSED BY THE CITY COUNCIL ON DECEMBER 2, 1996.**

  
Mayor Connie King

**ATTEST:**

*Sharon Mattioli*

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Sharon Mattioli, CMC  
City Clerk

**APPROVED AS TO FORM:**

*Bruce Disend*

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Bruce Disend  
City Attorney

Date of Publication: December 5, 1996  
Effective Date: December 10, 1996